

16453

In re application of  
Richard J. Feldmann  
Serial No. 09/866,925  
Filed: May 30, 2001

Group Art Unit 1645  
Examiner John S. Brusca

For: Algorithmic determination of flanking DNA sequences  
that control the expression of sets of genes in  
prokaryotic, archea and eukaryotic genomes

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## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of international application;  
or before mailing date of first Office action on the merits; whichever occurs last.)
- ☐ under 37 CFR 1.97(c) together with either a:
- ☐ Certification under 37 CFR 1.97(e), or
  - ☐ a \$180.00 fee under 37 CFR 1.17(p), or
- (After the CFR 1.97(b) time period, but before final action or notice of allowance,  
whichever occurs first.)
- ☐ under 37 CFR 1.97(d) together with either a:
- ☐ Certification under 37 CFR 1.97(e), and
  - ☐ a petition under 37 CFR 1.97(d)(2)(ii), and
  - ☐ a \$130.00 petition fee set forth in 37 CFR §117(i)(1).
- (Filed after final action or notice of allowance, whichever occurs first, but before  
payment of the issue fee.)

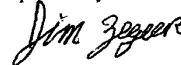
Applicant(s) submits herewith Form PTO 1449-Information Disclosure Citation together with copies  
of patents, publications or other information of which applicant(s) is aware, which applicant(s) believe(s) may  
be material to the examination of this application and for which there may be a duty to disclose in accordance  
with 37 CFR 1.56.

[XX ] These references were cited in an International Search Report mailed February 24, 2003, a copy of which  
is attached.

The relevance of the attached references is that this is the closest art of which applicant(s) is aware.

Applicant(s) submits that the above references taken alone or in combination neither anticipate nor  
render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully  
requested.

Respectfully submitted,



Jim Zegeer, Reg. No. 18,957  
Attorney for Applicant(s)

## Attachments:

PCT Written Opinion (02/24/03)  
Form PTO-1449  
Cited reference

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